

WHEREAS, the Emergency Telephone System Act (the "Act") 50 ILCS 750/0.01 et seq. finds and declares that it is in the public interest to shorten the time required for a citizen to request and receive emergency aid, and

WHEREAS, the Act enables municipalities to impose a surcharge on telecommunications carriers at a rate per network connection in order to improve a 9-1-1 emergency telephone system; and

WHEREAS, the Act allows the telecommunications carrier to recover the surcharge including a 3% collection charge from its subscribers residing within the corporate limits of the municipality imposing the surcharge; and

WHEREAS, the Act further provides that before any surcharge may be imposed it must be authorized by majority of the voters of the municipality in a referendum; and

WHEREAS, the City Council of City of Marseilles deems it to be in the best interest of the City of Marseilles to improve the existing 9-1-1 emergency telephone system and to impose a surcharge on subscribers to pay for the cost associated therewith.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARSEILLES, AS FOLLOWS:

Section 1: Subject to the provisions of Section 2 hereof a monthly surcharge is hereby imposed on billed subscribers of network connections provided by telecommunication carriers engaged in the business of transmitting messages by means of electricity originating within the corporate limits of the City of Marseilles imposing said surcharge at a rate per network connection for improving the 9-1-1 emergency telephone system.

Section 2: The City Clerk shall certify the question of whether the surcharge may be imposed to the Clerk of LaSalle County, Illinois who shall submit the public question to the electors of the City of Marseilles in accordance with the general election law; the public question shall be as follows:

Shall the City of Marseilles impose a surcharge of up to ~~\$1.50~~ per month per network connection, which surcharge will be added to the monthly bill you will receive for telephone or telecommunications charges, for the purpose of improving a 9-1-1 emergency telephone system?

Section 3: If a majority of the votes cast upon the public question are in the favor thereof, a surcharge is hereby imposed at a rate of up to ~~\$1.50~~ per month per network connection, as

hereinafter defined. With respect to network connections provided for use with pay telephone services for which there is no billed subscriber, the telecommunications carrier providing the network connection shall be deemed its own billed subscriber for purposes of applying the surcharge.

Section 4: For the purpose of this ordinance the following definitions shall apply:

a) "Network Connections" means the number of voice grade communications channels directly between a subscriber and a telecommunications carrier's public switched network without the intervention of any other telecommunications carrier's switched network which would be required to carry the subscriber's inter-premises traffic, which connection either (1) is capable of providing access through the public switched network to a 9-1-1 Emergency Telephone System if one exists, or, (2) if no system exists at the time a surcharge is imposed under Section 15.3 would be capable of providing access to the public switched network to the local 9-1-1 Emergency Telephone System if one existed.

b) "Telecommunication Carrier" does not include a cellular or other mobile communication carrier.

c) "Transmitting Messages" shall have the meaning ascribed to the term in Section 8-11-2 of the Illinois Municipal Code.

d) "Telecommunication Carrier" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint adventure, corporation, municipal corporation or political subdivision of this state, or a receiver, trustee, conservator or other representative appointed by order of any court engaged in the business of transmitting messages by means of electricity.

Section 5: The City Clerk shall provide any telecommunication carrier subject to the surcharge due with a certified list of those network connections assigned to the municipality to be exempt from imposition of the surcharge. The certified list may be revised by the municipality on sixty (60) days prior written notice provided to the telecommunication carriers.

Section 6: The surcharge shall be imposed on the first day of the month following the expiration of ninety (90) days from the date the City Clerk certifies to any of the telecommunication carriers who are subject to the surcharge that the referendum referred to in Section 2 hereof has passed.

Section 7: In lieu of the telecommunication carriers imposing a 3% accounting and collection charge on subscribers as permitted under the Act, each telecommunication carrier is hereby authorized and instructed to recover said accounting and collection charge by deducting 3% of the amount of surcharge otherwise do and owing a municipality prior to the remittance under Section

8 of this ordinance.

Section 8: Every telecommunication carrier shall remit to the City Treasurer the amount of surcharge do and owing for each calendar month within thirty (30) days following the expiration of each month to which the surcharge applies, net of any network or other "9-1-1" or sophisticated 9-1-1 system charges then due the particular communications carrier as shown on an itemized bill and the 3% accounting and collection charge described in Section 7 hereof.

Section 9: Simultaneously with the remittance described in Section 8 above each telecommunication carrier shall make a return to the City Treasurer for the period to which the remittance applies stating as follows:

- a) The name of the telecommunication carrier;
- b) Telecommunication carrier's principal place of business;
- c) The number of network connections to which the surcharge applies;
- d) The amount of surcharge due; and
- e) Such other reasonable and related information as to corporate authorities may require.

Section 10: If any section, paragraph, clause or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or enforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this ordinance.

Section 11: All ordinances or parts of ordinances and conflicts herewith are hereby repealed.

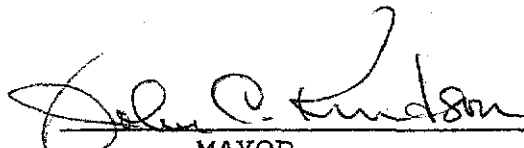
Section 12: This ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 18th day of January, 1995.

AYES: Commissioners Frost, Penoyer, Trager, Mayor Knudson

NAYS: None

ABSENT: None


MAYOR

ATTEST:


CITY CLERK

ord.emerg

ORDINANCE NO. 838
AN ORDINANCE ESTABLISHING THE EMERGENCY
TELEPHONE SYSTEM BOARD FOR THE CITY OF
MARSEILLES, ILLINOIS

COPY

WHEREAS, the City Council of the City of Marseilles, Illinois, by Ordinance No. 832, adopted January 18, 1995, approved a surcharge on telecommunication carrier to establish, support and maintain a "911" emergency telephone system for submission by referendum to all legal voters in the City, and

WHEREAS, the referendum was approved by the voters of the City of Marseilles on April 4, 1995, and

WHEREAS, the Emergency Telephone System Act (Ill. Comp. Stat. Ch. 50, 750/1 et. seq.) requires the corporate authorities of the City to establish an Emergency Telephone System Board.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the City Council of the City of Marseilles, Illinois as follows:

Section 1: There is hereby adopted new "Sections 33.70 et. seq., EMERGENCY TELEPHONE SYSTEM BOARD" for the Municipal Code of the City of Marseilles, Illinois to-wit:

EMERGENCY TELEPHONE SYSTEM BOARD

33.70 Definitions: As used in this Section, the terms defined in Chapter 50, Paragraph 750/2 et. eq. have the meanings ascribed to them in those Paragraphs.

33.71 Creation of an Emergency Telephone System Board for the City of Marseilles. There is hereby created a body politic and corporate to be known as the "Emergency Telephone System Board of the City of Marseilles." The Board is constituted a public instrumentality of the City and the exercise by the Board of the powers conferred by this ordinance shall be deemed and held to be the performance of an essential public function.

33.72 Board Membership - General:

(A) The Mayor, with the approval of the City Council, shall appoint the members of the EMERGENCY TELEPHONE SYSTEM BOARD, whose terms of office shall commence from the date of appointment.

(B) The Board shall consist of five (5) members.

(C) On creation of the Board, initial appointments to the Board shall be as follows: 2 members for two (2) year terms; 2 members for three (3) year terms; 1 member for a four (4) year term. Thereafter, whenever a vacancy occurs by reason of the expiration of the term of any member, the Mayor, with the approval of the City Council, shall appoint a member to the Board for a term of three (3) years.

(D) Members of the Board shall hold office until their successors are appointed and may serve more than one successive term.

(E) Whenever a vacancy on the Board shall occur as a result of resignation, death, or any other reason other than expiration of the term of a member, the Mayor, with the approval of the City Council, shall appoint a member to complete the term of vacancy.

(F) Members of the Board shall receive no compensation for their services but shall be reimbursed for their actual and necessary expenses.

(G) Removal from the Board by the Mayor shall be for cause and only with the concurrence of the City Council.

(H) The Board shall determine by-laws consistent with the purposes of this Section subject to approval of the City Council.

33.73 Powers of the Emergency Telephone System Board of the City of Marseilles: The Board may exercise the following powers under this Section provided, however, that in no event shall the Board encumber City funds or incur City debt or liability except as provided herein:

(A) Planning a 9-1-1 system.

(B) Coordinating and supervising the implementation, upgrading or maintenance of the system, including the establishment of equipment specifications and coding systems.

(C) Receiving monies from the surcharge imposed under Ordinance No. 832, and from any other source, for deposit into the Emergency Telephone System Fund.

(D) Authorizing all disbursements from the fund.

(E) Hiring, on a temporary basis, any staff necessary for the implementation or upgrade of the system.

33.74 All monies received by the Board pursuant to the surcharge imposed under Ordinance No. 832 shall be deposited into an Emergency Telephone System Fund. The City Treasurer shall be custodian of the fund. All interest accruing on the fund shall remain in the fund. No expenditures may be made from such fund except upon the direction of the Board by resolution passed by a majority of all members of the Board. Expenditures may be made only to pay for the costs associated with the following:

- (A) The design of the Emergency Telephone System.
- (B) The coding of an initial Master Street Address Guide data base, and update and maintenance thereof.
- (C) The repayment of any monies advanced for the implementation of the system.
- (D) The charges for Automatic Number Identification and Automatic Location Identification equipment, and maintenance, replacement and update thereof.
- (E) The non-recurring charges related to installation of the Emergency Telephone System and the ongoing network charges.
- (F) Other products and services necessary for the implementation, upgrade and maintenance of the system. However, such costs shall not include personnel or facilities, nor shall such costs include equipment which is not directly associated with the 9-1-1 Emergency Telephone System.

33.75 Investment of Funds: The Board, without further city council approval, may invest any funds held by it pursuant to this Section in:

- (A) any obligations which as to principal and interest constitute direct obligations of or are unconditionally guaranteed by the government;
- (B) obligations of the Federal National Mortgage Association;
- (C) obligations of the Federal Intermediate Credit Banks;
- (D) obligations of Federal Banks for Cooperatives;
- (E) obligations of Federal Land Banks;
- (F) obligations of Federal Home Loan Banks;
- (G) obligations of the Federal Financing Bank;
- (H) time certificates of deposit authorized under State or Federal law;
- (I) any other investments to the extent then permitted by

Illinois law. Any such securities may be purchased at the offering or market price thereof at the time of such purchase.

33.76 Powers Conferred as Additional and Supplemental-Limitations Imposed-Effect: The powers conferred by this Section are in addition and supplemental to, and the limitations imposed by this Section shall not affect the powers conferred by law any other ordinance.

33.77 Pecuniary Interest of Members or Employees of the Board-Prohibition-Disclosure:

(A) Any member of the Board who owns or controls any interest direct or indirect in any property included in the "911 system" or under this Section shall disclose the same in writing to the Board and such disclosure shall be entered upon the minute book of the Board.

(B) No member of the Board shall vote or act on any project in which said member holds an interest.

(C) If the City Council of the City of Marseilles determines that any Board member has acquired an interest that is adverse to the best interests of the City, the City Council may require said member to divest himself of said property or interest, or take what other steps are necessary to assure compliance with this Section.

33.78 Severability Clause: The provisions of these Sections are severable and if any of its provisions or any sentence, clause or paragraph shall be held unconstitutional by any court, of competent jurisdiction, the decisions of such court shall not affect or impair any of the remaining provisions.

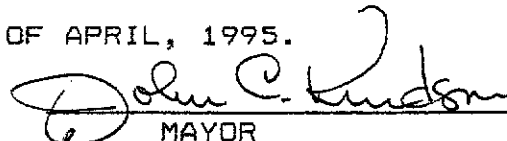
Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby expressly repealed.

Section 3: That this Ordinance shall be in full force and effect ten (10) days following its passage, approval and publication in pamphlet form:

AYES: Commissioners Frost, Penoyer, Mitchell, Trager, Mayor Knudson

NAYS: None

PASSED AND APPROVED THIS 19th DAY OF APRIL, 1995.


MAYOR


CITY CLERK

ATTEST:

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Whereas, the City Council of the City of Marseilles, Illinois, by Ordinance No. 832 approved a maximum surcharge on telecommunication carriers to establish, support and maintain a "911" emergency telephone system for submission by referendum to all legal voters in the City, and

Whereas, the referendum was approved by the voters of the City of Marseilles on April 4, 1995, and

Whereas, the City Council of the City of Marseilles by Ordinance No. 838 has established an Emergency Telephone System Board and subsequently appointed members thereto as provided in said Ordinance, and

Whereas, the Emergency Telephone System Board has met and presented its recommendations as to the exact amount of said telephone network surcharge and said recommendation has been concurred by the City Council of the City of Marseilles, Illinois.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marseilles, Illinois, as follows:

Section 1: A surcharge is hereby imposed, subject to the provisions of Section 2, upon all telecommunications carriers engaged in the business of transmitting messages by means of electricity originating within the corporate limits of the City of Marseilles and terminating within the State of Illinois for funding of a "911" emergency telephone system.

SECTION 2: That the monthly surcharge for each network connection on telecommunications carriers shall be \$1.50.

SECTION 3: For the purpose of this ordinance the following definitions shall apply;

a. "Network Connections" means the number of voice grade communications channels directly between a subscriber and a telecommunication carrier's public switched network without the intervention of any other telecommunications carriers switched network which would be required to carry the subscribers inter-premises traffic.

b. "Transmitting Messages" shall have the meaning ascribed to the term in Section 8-11-2 of the Illinois Municipal Code.

c. "Telecommunication Carrier" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint adventure, corporation, municipal corporation or political subdivision of this State, or a receiver, trustee, conservator or other representative appointed by order of any court engaged in the business of transmitting messages by means of electricity.

SECTION 4: The City Clerk shall provide any telecommunication carrier subject to the surcharge with a certified list of those network connections assigned to the municipality to be exempt from imposition of the surcharge. The certified list may be revised by the municipality on 60 days prior written notice provided to the telecommunication carriers.

SECTION 5: The surcharge shall be imposed on the first day of the month following the expiration of 90 days from the date

the City Clerk certifies to any of the telecommunication carriers who are subject to the surcharge that the referendum referred to in Section 2 has passed.

SECTION 6: In lieu of the telecommunication carriers imposing a 3% accounting and collection charge on its subscribers as permitted under the Act, each telecommunication carrier is hereby authorized and instructed to recover said accounting and collection charge by deducting 3% from the amount of surcharge otherwise due and owing the municipality prior to remittance under Section 8 of this Ordinance.

SECTION 7: Every telecommunication carrier shall remit to the city treasurer the amount of surcharge due and owing for each calendar month within 30 days following expiration of each month to which the surcharge applies, net of any network or other "9-1-1" or sophisticated "9-1-1" system charge then due the particular telecommunication carrier as shown on an itemized bill and the 3% accounting and collection charge described in Section 7.

SECTION 8: Simultaneously with the remittance described in Section 8 above each telecommunication carrier shall make a return to the city treasurer for the period to which the remittance applies stating as follows:

1. The name of the telecommunication carrier.
2. The telecommunication carrier's principal place of business.
3. The number of network connections to which the surcharge applies.

4. The amount of surcharge due.
5. Such other reasonable and related information as the corporate authorities may require.

SECTION 9: If it shall appear that an amount of surcharge has been paid which was not due under the provisions of this ordinance, whether as the result of a mistake of fact or an error of law, then such amount shall be credited against any surcharge due, or to become due, under this ordinance from the telecommunication carrier who made the erroneous payments.

SECTION 10: That if any Section, Paragraph, Clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such Section, Paragraph, Clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 11: All Ordinances or parts of Ordinances in conflict herewith are repealed.

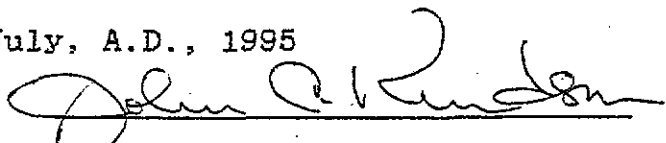
SECTION 12: This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 5th day of July, A.D., 1995.



Lucille Sergenti, City Clerk

APPROVED this 5th day of July, A.D., 1995



John C. Knudson, Mayor

COPY

ORDINANCE NO. 965

**AN ORDINANCE AMENDING ORDINANCE NO. 838
(EMERGENCY SYSTEM TELEPHONE SYSTEM BOARD)**

Whereas, the City Council of the City of Marseilles, Illinois, enacted Ordinance No. 838 "An Ordinance Establishing the Emergency Telephone System Board for the City of Marseilles" on April 19, 1995, and

Whereas, Section 33.74(F) of said Ordinance No. 838 excludes the costs of personnel or facilities as authorized expenditures, and

Whereas, the Emergency Telephone System Act (50 ILCS 750/1 et. seq.) expressly authorizes the expenditure of surcharge proceeds for costs related to facilities or personnel which are attributable directly to the operation of the Emergency Telephone System, and

Whereas, the provisions of Ordinance No. 838 appear to require clarification in view of the express provisions of the Emergency Telephone System Act.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marseilles, Illinois as follows:

Section One: Section 33.73(D) of Ordinance No. 838 is hereby amended to read as follows:

(D) Authorizing all disbursements from the fund, subject to ratification and approval by the City Council.

Section Two: Section 33.73(E) of Ordinance No. 838 is hereby amended to read as follows:

(E) Hiring, on a temporary basis, any staff necessary for the implementation or upgrade of the system; provided, however, all legal services, whether on a temporary basis or otherwise, shall be provided and rendered solely and exclusively by the City Attorney of the City of Marseilles, Illinois.

Section Three: That Section 33.74(F) of Ordinance No. 838 be amended to read as follows:

(F) Other products and services necessary for the implementation, upgrade and maintenance of the system, including costs attributable directly to the construction, leasing or maintenance of any building, or facility or the cost of personnel attributable directly to the operation of the system; however, the cost attributable directly to the operation of the Emergency Telephone System shall not include the cost of public safety agency personnel who are and equipment that is dispatched in response to emergency calls.

Section Four: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form.

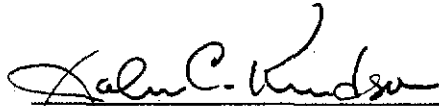
Section Five: Any ordinance or part thereof in conflict with the provisions of this ordinance are hereby repealed.

Passed and Approved this 7th day of April, 1999.

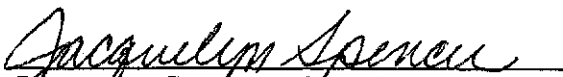
Ayes: Commissioners Frost, Sinclair, Trager, Mayor Knudson

Nays: Commissioner Penoyer

Absent: None


John C. Knudson, Mayor

ATTEST:


Jacquelyn Spencer, City Clerk

Filed: _____

Published: _____

ORDINANCE NO. 1025

COPY

**AN ORDINANCE AMENDING CHAPTER 33
OF THE CODE OF ORDINANCES
OF THE CITY OF MARSEILLES, ILLINOIS**

Whereas, the City Council of the City of Marseilles, Illinois, enacted Ordinance No. 838 "An Ordinance Establishing the Emergency Telephone System Board for the City of Marseilles" on April 19, 1995, and

Whereas, Section 33.72(b) of Chapter 33 provides that the Emergency Telephone System Board shall have five board members, and

Whereas, the Emergency Telephone System Act (50 ILCS 750/1 et. seq.) authorizes municipalities to appoint more than five members to their Board, and

Whereas, the City Council of Marseilles has determined that the City would be best served by increasing the number of members of its Board.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Marseilles, Illinois, as follows:

Section One: Section 33.72(B) of Chapter 33 of the Code of Ordinances of the City of Marseilles, Illinois is hereby amended to read as follows:

~~(B) The Board shall consist of five members.~~

(B) The Board shall consist of seven (7) members.

Section Two: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form.

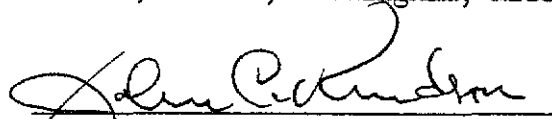
Section Three: Any ordinance or part thereof in conflict with the provisions of this ordinance are hereby repealed.

Passed and Approved this 15th day of November, 2000.

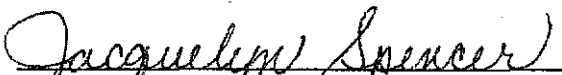
Ayes: Commissioners Hollenbeck, Raikes, Buckingham, Rieuf, Mayor Knudson

Nays: None

Absent: None


John C. Knudson, Mayor

ATTEST:


Jacquelyn Spencer, City Clerk

Filed: _____

Published: _____

COPY

ORDINANCE NO. 1038

**AN ORDINANCE REPEALING ORDINANCE NO. 1018
AND PROVIDING FOR STREET NAME CHANGES
WITHIN THE CITY OF MARSEILLES, ILLINOIS**

Whereas, the Emergency Telephone System Board (the "ETSB") of the City of Marseilles is in the process of establishing an Enhanced 911 Emergency Telephone System, and

Whereas, implementation of such a system requires application to the Illinois Commerce Commission and the establishment of a data base which includes the names, addresses and telephone numbers of all residents of the City, and

Whereas, the ETSB has caused a survey of all addresses within the City to determine if a need exists to rename certain streets within the City, and

Whereas, in order to establish an error free emergency telephone system data base, to eliminate confusion and to protect the public health, safety and welfare, the ETSB has determined the need to rename certain streets within the City of Marseilles and has made such a recommendation to the City Council, and

Whereas, the City Council of the City of Marseilles (the "Council") heretofore adopted Ordinance No. 1018 "An Ordinance Renaming Public Streets Within the City of Marseilles, Illinois"), and

Whereas, the Emergency Telephone System Board of the City of Marseilles (the "ETSB") has determined that it is necessary to repeal Ordinance No. 1018 and to add additional street name changes, and

Whereas, the Council finds that the repeal of Ordinance No. 1018 is necessary to establish an error free emergency telephone system data base and to protect the public health, safety and welfare.

**THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
MARSEILLES, ILLINOIS AS FOLLOWS:**

Section One: That Ordinance No. 1018 be and the same is hereby repealed.

Section Two: That the following public streets be renamed as follows:

Alley east of Main Street between Washington Street and Bluff Street
changed to Postal Alley.

Aberdeen Street between Washington Street and East Bluff Street changed to Church Street.

Pearl Street between the Illinois River and the I&M Canal changed to Water Street.

Pearl Street between 1st Avenue and Orange Avenue changed to Opal Street.

Liberty Street between the I&M Canal and Union Street changed to Cole Street.

Chicago Street north of East Bluff Street changed to Prairie Street.

LaSalle Street north of Gumm Creek changed to Wilson Street.

Stub end of East Bluff Street east of Jefferson Street changed to Short Street

7th Street changed to 7th Avenue

8th Street changed to 8th Avenue

Glen Avenue south of West Bluff Street changed to Sycamore Street.

Perry Street between CXS Railroad and the I&M Canal changed to Railroad Street.

Wallace Street between Main Street and the North Mill Race changed to Mill Street.

North Lakin Avenue changed to Jaret Avenue.

South Lakin Avenue changed to Barr Avenue.

North 23rd Road from its intersection with East 2450th Road (County Highway 30) East for a distance of 6500 feet changed to Army Road.

Section Three: That the following private roads or lanes be named as allows for the purpose of identification in the Master Street Address Guide (MSAG):

A private lane located 125 feet south of the south right of way line of Wallace Street and beginning at the east right of way of Liberty Street and extending in an easterly direction for a distance of 1100 feet be designated Levee Road.

A private lane located 450 feet east of the east right of way line of Chicago Street and beginning at the south right of way line of Broadway Street and extending in a southeasterly direction for a distance of 500 feet be designated Capras Lane.

A private lane starting at the eastern end of Short Street (a dead end street) and extending in an easterly direction for a distance of 280 feet be designated as Maple Lane.

Section Four: That appropriate street signs be erected to reflect the renaming of said streets as provided in Section One hereof.

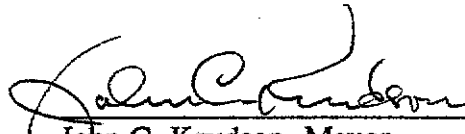
Section Five: That the Clerk shall provide notice of the aforesaid street name changes to all appropriate departments, including the police and fire departments, as well as to the United States Post Office and the City residents residing thereon.

Section Six: This ordinance shall be in full force and effect from and after its passage and approval.


Section Seven: Any ordinance or part thereof in conflict herewith is hereby repealed.

Passed and Approved this 21st day of March, A.D., 2001.

Ayes: Commissioners Hollenbeck, Raikes, Buckingham, Rieuf, Mayor Knudson
Nays: None
Absent: None


John C. Knudson, Mayor

ATTEST:


Jacquelyn Spencer, City Clerk

COPY

ORDINANCE NO. 1039

**AN ORDINANCE ESTABLISHING A MASTER STREET
ADDRESSING GUIDE, PROVIDING FOR ITS IMPLEMENTATION
AND ENFORCEMENT, AND MAKING CERTAIN AMENDMENTS
TO THE CODE OF MARSEILLES**

Whereas, the City of Marseilles, Illinois, (the "City") by and through its Emergency Telephone System Board (the "ETSB") is in the process of implementing a Sophisticated (Enhanced) Emergency Telephone System (the "System"), and

Whereas, the City is required to make application to the Illinois Commerce Commission prior to implementation of the system, and

Whereas, the implementation of the system requires the establishment of a Master Street Addressing Guide ("MSAG"), and

Whereas, the establishment of the MSAG will ensure that every lot and building within the City will have an address and that each address will be in conformity with the approved addressing guide, and

Whereas, the establishment and implementation of the MSAG will assist with the creation of an error free emergency telephone system data base, eliminate confusion, and promote and protect the public health, safety and welfare.

BE IT ORDAINED by the Council of the City of Marseilles, Illinois as follows:

Section One: The preambles of this Ordinance are incorporated herein by reference as the findings and determination of the Council.

Section Two: For the purpose of creating, establishing and maintaining an MSAG and a new addressing grid within the City, the following is hereby approved and established.

- a. The "0" point of the present addressing grid is at the intersection of the centerline of Main Street and the centerline of the Illinois River.
- b. The "0" point for the new addressing grid shall be at a point located 1489.5' east and 396.0' south of the present "0" point.
- c. The east-west "0" line of the new addressing grid shall be the centerline of Rutland Street. The north-south "0" line of the new addressing grid shall be a line perpendicular to and intersecting the east-west "0" line at the "0" point.
- d. For the purpose of determining future addresses, a new addressing grid system using 900' blocks and 66' wide streets as a standard shall be used. This will

establish a grid system with a 966' centerline to centerline distance in an east-west and a north-south direction.

- e. Future addresses that lie within the area bounded on the north by the 1200 N. grid line, on the south by the 0 grid line, on the east by the 1500 E grid line, and on the west by the 1500 W grid line, shall conform to the numbering system that is in use in that area on Jan. 1, 2001, except for that area known as Glenwood Farms Campground, which shall have its own, unique addressing system.
- f. All new addresses that lie outside of the territory described by paragraph e of this section shall be assigned numbers that conform to the new grid system. New addresses that are on east-west streets within the new grid system shall have even numbers on the north side of the street if they are east of the "0" line, and even numbers on the south side of the street if they are west of the "0" line. This pattern conforms to the pattern established by the original numbering system of the City.
- g. New addresses that are on north-south streets within the new grid system shall have even numbers on the west side of the street regardless of where the street is located. This pattern conforms to the pattern established by the original numbering system of the City.

Section Three: The assignment of all future addresses by the City Clerk pursuant to §97.003 of the Code of Marseilles shall conform to the provisions and requirements of Section Two of this Ordinance and shall conform to the MSAG. Written notification of all such assignments shall be provided to the ETSB and the Marseilles Telephone Company.

Section Four: (a) The addresses of several buildings and/or lots do not conform to the MSAG because of recent changes to street names, duplicate numbering, use of half addresses, lack of address, incorrect numbering of odd and even addresses, and other reasons.

(b) The ETSB shall provide written notification to all persons owning, occupying or possessing any building requiring an address change of the necessity of the change and the appropriate or assigned street address. Such notice shall be mailed by the ETSB to the owner of such building or lot, and if the owner is unknown, to the occupant thereof and to the person in whose name the general real estate taxes are assessed.

(c) All addresses within the City which require change pursuant to this Ordinance shall be changed to the Address as designated and assigned by the ETSB no later than one year following adoption of this Ordinance.

(d) All buildings shall display arabic numerals which are not less than four (4) inches high at or near the main entrance thereof so that such numerals are clearly visible from the street. Said numerals shall be of a color which is contrasting to the background color.

Section Five: A copy of all preliminary subdivision plats filed with the City shall be referred to the ETSB for its consideration and review for the purpose of inclusion in the MSAG and the provision of street addresses. No final subdivision plat shall be approved by the City unless and until street addresses have been assigned in conformity with this Ordinance and the MSAG. Approval of any such plat by the ETSB shall be prima facie evidence of such conformity.

Section Six: Maintenance of the MSAG shall be the responsibility of the ETSB.

Section Seven: All data, updated and other information, including annexation, new streets, street vacation, etc. necessary to maintain a current MSAG shall be transmitted by the City Clerk to the local telephone exchange and to all other appropriate entities.

Section Eight: Any person who fails to comply with any mandatory provision of this Ordinance or who violates any provision hereof, shall, upon conviction, be fined not less than \$75.00 nor more than \$500.00 for each offense. Each day upon which a violation occurs or upon which a failure to comply exists shall be deemed a separate offense.

Section Nine: This ordinance shall be in full force and effect immediately after its passage, approval and publication in pamphlet form.

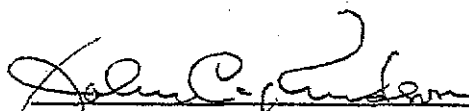
Section Ten: Any ordinance or part thereof in conflict with the provisions of this ordinance is hereby repealed to the extent of any such conflict.

Passed and Approved this 4th day of April, 2001.

Ayes: Commissioners Hollenbeck, Raikes, Buckingham, Rieuf, Mayor Knudson

Nays: None

Absent: None


John C. Knudson, Mayor

ATTEST:


Jacquelyn Spencer, City Clerk

Filed: _____

Published: _____